



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-THIRD GENERAL ASSEMBLY

107TH LEGISLATIVE DAY

TUESDAY, MAY 11, 2004

12:00 O'CLOCK NOON

SENATE
Daily Journal Index
107th Legislative Day

Action	Page(s)
Committee Meeting Announcement	29
Communications	17
Legislative Measures Filed	4, 15, 42
Message from the Governor	16
Message from the President	18
Message from the Secretary of State	6
Presentation of Senate Resolutions No'd 526-531	5
Report from Rules Committee	27

Bill Number	Legislative Action	Page(s)
HB 0378	Second Reading -Amendment	9
HB 2028	Second Reading	10
HB 2268	Second Reading	13
HB 2981	Second Reading	11
HB 4099	Second Reading	11
HB 4135	Second Reading -Amendment	11
HB 4176	Second Reading	11
HB 4247	Second Reading -Amendment	11
HB 4720	Third Reading	19
HB 4777	Third Reading	19
HB 4779	Third Reading	20
HB 4831	Third Reading	20
HB 4833	Third Reading	21
HB 4837	Third Reading	21
HB 4840	Third Reading	22
HB 4851	Third Reading	22
HB 4870	Second Reading	12
HB 4887	Third Reading	23
HB 4914	Third Reading	23
HB 4949	Recalled – Amendments	24
HB 4966	Third Reading	24
HB 4990	Third Reading	25
HB 5014	Third Reading	25
HB 5050	Third Reading	26
HB 5058	Third Reading	26
HB 5061	Third Reading	27
HB 5075	Third Reading	29
HB 5130	Third Reading	30
HB 5164	Third Reading	31
HB 5165	Third Reading	31
HB 5175	Third Reading	32
HB 5197	Third Reading	32
HB 5207	Third Reading	33
HB 5320	Third Reading	33
HB 5562	Third Reading	34
HB 5732	Recalled – Amendments	34
HB 5823	Third Reading	35
HB 5889	Third Reading	35
HB 5928	Recalled – Amendments	36
HB 6564	Third Reading	37

[May 11, 2004]

HB 6574	Second Reading -Amendment.....	12
HB 6583	Second Reading	12
HB 6618	Third Reading	38
HB 6648	Third Reading	38
HB 6654	Third Reading	39
HB 6683	Second Reading -Amendment.....	12
HB 6691	Third Reading	39
HB 6706	Third Reading	40
HB 6740	Third Reading	41
HB 6786	Third Reading	41
HB 6811	Recalled – Amendments.....	42
HB 6992	First Reading.....	18
HB 7015	Second Reading	12
HB 7030	Second Reading	13

The Senate met pursuant to adjournment.

Senator James DeLeo, Chicago, Illinois, presiding.

Prayer by Father R. Dean Probst, St. Mary and Joseph Catholic Church, Carlinville, Illinois.

Senator Link led the Senate in the Pledge of Allegiance.

The Journal of Thursday, May 6, 2004, was being read when on motion of Senator Maloney, further reading of same was dispensed with and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

LEGISLATIVE MEASURES FILED

The following Floor amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Rules:

Senate Amendment No. 1 to House Bill 578
 Senate Amendment No. 2 to House Bill 679
 Senate Amendment No. 1 to House Bill 720
 Senate Amendment No. 1 to House Bill 921
 Senate Amendment No. 1 to House Bill 958
 Senate Amendment No. 1 to House Bill 1086
 Senate Amendment No. 1 to House Bill 1660
 Senate Amendment No. 1 to House Bill 3977
 Senate Amendment No. 1 to House Bill 4012
 Senate Amendment No. 1 to House Bill 4108
 Senate Amendment No. 3 to House Bill 4241
 Senate Amendment No. 4 to House Bill 4241
 Senate Amendment No. 5 to House Bill 4241
 Senate Amendment No. 6 to House Bill 4241
 Senate Amendment No. 3 to House Bill 4283
 Senate Amendment No. 1 to House Bill 4450
 Senate Amendment No. 1 to House Bill 4558
 Senate Amendment No. 1 to House Bill 4566
 Senate Amendment No. 2 to House Bill 4612
 Senate Amendment No. 1 to House Bill 4730
 Senate Amendment No. 1 to House Bill 4771
 Senate Amendment No. 3 to House Bill 5094
 Senate Amendment No. 2 to House Bill 6583
 Senate Amendment No. 1 to House Bill 6760
 Senate Amendment No. 2 to House Bill 6760
 Senate Amendment No. 1 to House Bill 6983
 Senate Amendment No. 1 to House Bill 7015
 Senate Amendment No. 1 to House Bill 7029
 Senate Amendment No. 2 to House Bill 7029

MESSAGES FROM THE HOUSE

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of the following joint resolution, to-wit:

SENATE JOINT RESOLUTION NO. 78

Concurred in by the House, May 6, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

[May 11, 2004]

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of the following joint resolution, to-wit:

SENATE JOINT RESOLUTION NO. 79

Concurred in by the House, May 6, 2004.

MARK MAHONEY, Clerk of the House

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

Financial Statements for the nine months ended March 31, 2004 submitted by the Metropolitan Pier and Exposition Authority pursuant to ILCS 201/1.

2003 Annual Report submitted by the Joint Committee on Administrative Rules.

Fiscal Years 2002 and 2003 Annual Report for the Home Services Program submitted by the Illinois Department of Human Services.

Report on the Homeless Prevention Program for Fiscal Year 2003 submitted by the Illinois Department of Human Services.

2003 Report on Illinois Child Care submitted by the Illinois Department of Human Services.

Bi-Annual Report submitted by the Public Building Commission of Chicago pursuant to 50 ILCS 10/1 et. seq.

The foregoing reports were ordered received and placed on file in the Secretary's Office.

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION 526

Offered by Senator Harmon and all Senators:
Mourns the death of Margaret Anne Sullivan formerly of Oak Park.

SENATE RESOLUTION 527

Offered by Senator Geo-Karis and all Senators:
Mourns the death of Rae Deen Jump of Winthrop Harbor.

SENATE RESOLUTION 528

Offered by Senator Dillard and all Senators:
Mourns the death of Gregory Steven "Greg" Vasich of Naperville.

SENATE RESOLUTION 529

Offered by Senator Viverito and all Senators:
Mourns the death of Barbara A. "Ms. Tax" Brace (nee McKenzie).

SENATE RESOLUTION 530

Offered by Senator Viverito and all Senators:
Mourns the death of Steve L. Przewoznik.

SENATE RESOLUTION 531

Offered by Senator Haine and all Senators:
Mourns the death of Nancy Graham of Godfrey.

By unanimous consent, the foregoing resolutions were referred to the Resolutions Consent Calendar.

[May 11, 2004]

MESSAGE FROM THE SECRETARY OF STATE

OFFICE OF THE SECRETARY OF STATE
 JESSE WHITE • Secretary of State

May 11, 2004

Honorable Linda Hawker
 Secretary of the Senate
 Room 401
 Capitol Building
 Springfield, Illinois 62706

Dear Ms. Hawker:

This office is forwarding herewith copies of the Notice of Vacancy from the Democratic Legislative Committee of the 49th Legislative District declaring the existence of a vacancy in the Office of Senator in the Ninety-Third General Assembly in the 49th Legislative District, as a result of the death of **Senator Vince Demuzio**.

Also enclosed is the copy of the Democratic Legislative Committee's Certificate of Appointment for **Deanna Demuzio, 4 Valley Lane, Carlinville, Illinois 62626** who was appointed to fill the vacancy in the Office of Senator, in the 93rd General Assembly for the 49th Legislative District, along with the Oath of Office.

Yours truly,
 s/Jesse White
 Secretary of State

OFFICE OF THE SECRETARY OF STATE
 JESSE WHITE • Secretary of State

NOTICE

Changes in the Ninety-Third General Assembly

SENATE

Appointment

Deanna Demuzio
 4 Valley Lane
 Carlinville, Illinois 62626
 49th Legislative District
 Filed: May 11, 2004

Vacancy

Vince Demuzio
 49th Legislative District
 Deceased
 Filed: May 3, 2004

cc: Communications Department
 House Speaker Madigan
 House Minority Leader Cross
 Legal Department
 Legislative Affairs
 Office of the Governor
 Secretary of State
 Senate President Jones
 Senate Minority Leader Watson
 State Board of Elections

[May 11, 2004]

April 30, 2004

Ms. Jackie Price
 Director, Index Division
 Office of the Secretary of State
 111 East Monroe Street
 Springfield, IL 62701

Dear Director Price;

Please be advised that the Democratic Legislative Committee for the 49th Legislative District met on April 30, 2004, and declared that a vacancy exists in the office of Senator in the 93rd General Assembly for the 49th Legislative District of the State of Illinois as a result of the death of Senator Vince Demuzio.

You are hereby notified of the vacancy in the office of Senator in the General Assembly for the 49th Legislative District of the State of Illinois as a result of the death of Senator Vince Demuzio.

s/Michael Mathis
 Chairman
 Democratic Legislative Committee
 49th Legislative District

May 5, 2004

Ms. Jackie Price
 Director, Index Division
 Office of the Secretary of State
 111 East Monroe Street
 Springfield, IL 62701

Dear Director Price;

Pursuant to Section 25-6 of the Illinois Election Code, please be advised that the attached is a duly executed Certificate of Appointment to fill the vacancy in the office in the 49th Legislative District for the 93rd General Assembly which certifies the appointment of Deanna Demuzio, who resides at 4 Valley Lane, Carlinville, Illinois, 62626, to fill the vacancy in the office of Senator in the 93rd Illinois General Assembly for the 49th Legislative District created by the death of Senator Vince Demuzio.

s/Michael Mathis, Chairman
 Democratic Legislative Committee
 49th Legislative District

**CERTIFICATE OF APPOINTMENT TO FILL VACANCY IN
 THE OFFICE OF SENATOR IN THE GENERAL ASSEMBLY**

WHEREAS, a vacancy currently exists in the office of Senator in the General Assembly for the 49th Legislative District by reason of the death of Vince Demuzio, who was duly elected Senator in the 93rd General Assembly from the 49th Legislative District, as a candidate of the Democratic Party, in the General Election held on November 5, 2002; and

WHEREAS, the Legislative Committee of the Democratic Party of the 49th Legislative District has declared the existence of the vacancy in said office and has voted to fill the vacancy in said office as required by Section 25-6 of the Election Code; and

WHEREAS, Vince Demuzio received a total number of 58,664 votes at the general election held on November 5, 2002; and

[May 11, 2004]

WHEREAS, the total number of votes necessary to appoint a successor to fill the vacancy in the office of Senator in the General Assembly from the 49th Legislative District is 29,333; and

WHEREAS, Deanna Demuzio, who resides at 4 Valley Lane, Carlinville, Illinois 62626, received a total of 56,597 votes to fill the vacancy of said office; therefore,

BE IT RESOLVED, that the Legislative Committee of the Democratic Party of the 49th Legislative District of the 93rd General Assembly of Illinois hereby appoints Deanna Demuzio, a member of the Democratic Party, to the office of Senator in the General Assembly from the 49th Legislative District of Illinois.

Dated: May 5, 2004

s/Michael Matthis
Committee Chairman 13,046 vote

s/Paul Herkert
Calhoun County Chairman 1,827 votes

s/Maurice Trexler
Fayette County Chairman 597 vote

s/Gene Abbot
Jersey County Chairman 5,746 votes

s/Steve K. White
Montgomery County Chairman 8356 votes

s/Rick Orr
Pike County Chairman 4,561 votes

s/Jack Mazzotti
Christian County Chairman 7,900 votes

s/Kerry A. Page
Green County Chairman 4,096 votes

s/Bill Gross
Madison County Chairman 2,067 votes

s/Bill Gross
Morgan County Chairman 10,240 votes

s/Ronald Koehler
Shelby County Chairman 228 votes

STATE OF ILLINOIS)
)ss.
COUNTY OF SANGAMON)

OATH OF OFFICE

I, Deanna Demuzio, do solemnly swear that I will support the Constitution of the United States, and the Constitution for the State of Illinois, and that I will faithfully discharge the duties of the office of Senator in the 93rd General Assembly for the 49th Legislative District of the State of Illinois to the best of my ability.

s/Deanna Demuzio

Subscribed and sworn to before me this 11th day of May, 2004.

s/Diane L. Brunton
Judge, Seventh Judicial Circuit

EXCUSED FROM ATTENDANCE

On motion of Senator Burzynski, Senator Soden was excused from attendance due to personal business in his district.

[May 11, 2004]

REPORT FROM RULES COMMITTEE

Senator Viverito, Chairperson of the Committee on Rules, during its May 11, 2004 meeting, reported the following Legislative Measure has been assigned to the indicated Standing Committee of the Senate:

Local Government: **House Bill 6229.**

Senator Viverito, Chairperson of the Committee on Rules, to which was referred **House Bills Numbered 578, 587, 622, 686, 690, 714, 729, 731, 753, 755, 756, 758, 770, 826, 827, 828, 829, 830, 831, 832, 833, 835, 837, 839, 869, 870, 874, 916, 966, 976, 1004, 1007, 1018, 1020, 1041, 1075, 1080, 1111, 1191, 1336, 3715 and 3716** on July 1, 2003, pursuant to Rule 3-9(b), reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And **House Bills Numbered 578, 587, 622, 686, 690, 714, 729, 731, 753, 755, 756, 758, 770, 826, 827, 828, 829, 830, 831, 832, 833, 835, 837, 839, 869, 870, 874, 916, 966, 976, 1004, 1007, 1018, 1020, 1041, 1075, 1080, 1111, 1191, 1336, 3715 and 3716** were returned to the order of third reading.

EXCUSED FROM ATTENDANCE

On motion of Senator Welch, Senator Shadid was excused from attendance due to family illness.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Jacobs, **House Bill No. 378** having been printed, was taken up and read by title a second time.

Committee Amendment No. 1 was held in the Committee on Rules.

Senator Jacobs offered the following amendment and moved its adoption:

AMENDMENT NO. 2

AMENDMENT NO. 2 . Amend House Bill 378 on page 1, by replacing all of line 5 with the following:

"Sections 6-142 and 6-210.1 as follows:

(40 ILCS 5/6-142) (from Ch. 108 1/2, par. 6-142)

Sec. 6-142. Wives and widows not entitled to annuities.

(A) Except as provided in subsection (B), the following wives or widows have no right to annuity from the fund:

(a) A wife or widow married subsequent to the effective date of a fireman who dies in service if she was not married to him before he attained age 63;

(b) A wife or widow of a fireman who withdraws, whether or not he enters upon annuity, and dies while out of service, if the marriage occurred after the effective date and she was not his wife while he was in service and before he attained age 63;

(c) A wife or widow of a fireman who (1) has served 10 or more years, (2) dies out of service after he has withdrawn from service, and (3) has withdrawn or applied for refund of the sums to his credit for annuity to which he had a right to refund;

(d) A wife or widow of a fireman who dies out of service after he has withdrawn before age 63, and who has not served at least 10 years;

(e) A wife whose marriage was dissolved or widow of a fireman whose judgment of dissolution of marriage from her fireman husband is annulled, vacated or set aside by proceedings in court subsequent to the death of the fireman, unless (1) such proceedings are filed within 5 years after the date of the dissolution of marriage and within one year after the death of the fireman and (2) the board is made a party to the proceedings;

(f) A wife or widow who married the fireman while he was in receipt of disability benefit or disability pension from this fund, unless he returned to the service subsequent to the marriage and remained therein for a period or periods aggregating one year, or died while in service.

(B) Beginning on January 16, 2004 the effective date of this amendatory Act of the 93rd General Assembly, the limitation on marriage after withdrawal under subdivision (A)(b) and the limitation on

[May 11, 2004]

marriage during disability under subdivision (A)(f) no longer apply to a widow who was married to the deceased fireman ~~before the fireman begins to receive a retirement annuity and~~ for at least one year immediately preceding the date of death, regardless of whether the deceased fireman is in service on or after the effective date of Public Act 93-654 or this amendatory Act of the 93rd General Assembly; except that this subsection (B) does not apply to the widow of a fireman who received a refund of contributions for widow's annuity under Section 6-160, unless the refund is repaid to the Fund, with interest at the rate of 4% per year, compounded annually, from the date of the refund to the date of repayment.

If the widow of a fireman who died before January 16, 2004 ~~the effective date of this amendatory Act~~ becomes eligible for a widow's annuity because of Public Act 93-654 ~~this amendatory Act~~, the annuity shall begin to accrue on the date of application for the annuity, but in no event sooner than January 16, 2004 ~~the effective date of this amendatory Act~~.

The changes to this Section made by this amendatory Act of the 93rd General Assembly apply without regard to whether the deceased fireman was in service on or after its effective date. If the widow of a fireman who died before the effective date of this amendatory Act of the 93rd General Assembly becomes eligible for a widow's annuity because of this amendatory Act, the annuity shall begin to accrue on the date of application for the annuity, but in no event sooner than January 16, 2004. (Source: P.A. 93-654, eff. 1-16-04.)"

The motion prevailed.

And the amendment was adopted, and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator Silverstein, **House Bill No. 2028** having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Licensed Activities, adopted and ordered printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2028 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Plumbing License Law is amended by changing Section 13.1 as follows:
(225 ILCS 320/13.1)

Sec. 13.1. Plumbing contractors; registration; applications.

(1) On and after May 1, 2002, all persons or corporations desiring to engage in the business of plumbing contractor, other than any entity that maintains an audited net worth of shareholders' equity equal to or exceeding \$100,000,000, shall register in accordance with the provisions of this Act.

(2) Application for registration shall be filed with the Department each year, on or before the last day of April, in writing and on forms prepared and furnished by the Department. All plumbing contractor registrations expire on the last day of April of each year.

(3) Applications shall contain the name, address, and telephone number of the person and the plumbing license of (i) the individual, if a sole proprietorship; (ii) the partner, if a partnership; or (iii) an officer, if a corporation. The application shall contain the business name, address, and telephone number, a current copy of the plumbing license, and any other information the Department may require by rule.

(4) Applicants shall submit an original certificate of insurance documenting that the contractor carries general liability insurance with a minimum of \$100,000 per occurrence, ~~bodily injury insurance with a minimum of \$300,000~~ aggregate for bodily injury per occurrence, property damage insurance with a minimum of \$50,000 or a minimum of \$300,000 combined single limit, and workers compensation insurance with a minimum \$500,000 employer's liability. No registration may be issued in the absence of this certificate. Certificates must be in force at all times for registration to remain valid.

(5) Applicants shall submit, on a form provided by the Department, an indemnification bond in the amount of \$20,000 or a letter of credit in the same amount for work performed in accordance with this Act and the rules promulgated under this Act.

(6) All employees of a registered plumbing contractor who engage in plumbing work shall be licensed plumbers or apprentice plumbers in accordance with this Act.

(7) Plumbing contractors shall submit an annual registration fee in an amount to be established by rule.

(8) The Department shall be notified in advance of any changes in the business structure, name, or

[May 11, 2004]

location or of the addition or deletion of the owner or officer who is the licensed plumber listed on the application. Failure to notify the Department of this information is grounds for suspension or revocation of the plumbing contractor's registration.

(9) In the event that the plumber's license on the application for registration of a plumbing contractor is a license issued by the City of Chicago, it shall be the responsibility of the applicant to forward a copy of the plumber's license to the Department, noting the name of the registered plumbing contractor, when it is renewed.

(Source: P.A. 92-338, eff. 8-10-01.)

Section 99. Effective date. This Act takes effect upon becoming law."

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator Cullerton, **House Bill No. 2981** was taken up, read by title a second time.

Committee Amendment No. 1 was held in the Committee on Rules.

Floor Amendment No. 2 was held in the Committee on Rules.

There being no further amendments the bill was ordered to a third reading.

On motion of Senator Jacobs, **House Bill No. 4099** having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Environment and Energy, adopted and ordered printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 4099 as follows:

on page 2, replacing line 12 with the following

"consultation with the Department, shall adopt the Code as minimum"; and

on page 2, by replacing lines 14 through 17 with the following:

"and additions to all commercial buildings in the State. The Board may".

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator Collins, **House Bill No. 4135** having been printed, was taken up and read by title a second time.

Committee Amendment No. 1 was held in the Committee on Judiciary.

Senator Collins offered the following amendment and moved its adoption:

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 4135 on page 1, line 15, by inserting "or", after "1"; and

on page 1, line 18, by replacing "or" with "2"; and

on page 1, by deleting lines 19 through 21.

The motion prevailed.

And the amendment was adopted, and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator del Valle, **House Bill No. 4176** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Righter, **House Bill No. 4247** having been printed, was taken up and read by title a second time.

Senator Righter offered the following amendment and moved its adoption:

[May 11, 2004]

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 4247 on page 2, in line 11, by deleting "or judicial".

The motion prevailed.

And the amendment was adopted, and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator Link, **House Bill No. 4870** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Winkel, **House Bill No. 6574** having been printed, was taken up and read by title a second time.

Senator Winkel offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 6574 by replacing everything after the enacting clause with the following:

"Section 5. The University of Illinois Act is amended by adding Section 1g as follows:

"(110 ILCS 305/1g new)

Sec. 1g. Disclosure of electronic mail addresses.

(a) Except as otherwise provided by law, the University may not disclose the electronic mail addresses of any University employee or student if the disclosure is likely to result in the employee or student receiving an unsolicited mass communication.

(b) Single or consecutive requests for the electronic mail addresses of more than 25 employees or students are presumed to be made for the purpose of unsolicited mass communications. Requests for electronic mail addresses by the news media, however, are not considered to be made for the purpose of unsolicited mass communications regardless of the amount of the addresses requested if the requests are made to access and disseminate information regarding the health, safety, welfare, or legal rights of the general public."

The motion prevailed.

And the amendment was adopted, and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator Sieben, **House Bill No. 6583** was taken up, read by title a second time.

Floor Amendment No. 1 was tabled in the Committee on Revenue.

Floor Amendment No. 2 was held in the Committee on Rules.

There being no further amendments the bill was ordered to a third reading.

On motion of Senator Winkel, **House Bill No. 6683** having been printed, was taken up and read by title a second time.

Senator Winkel offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 6683 on page 1, line 13, by replacing "7" with "3"; and

on page 1, line 13, by replacing "30" with "3"; and

on page 1, line 16, after the period, by inserting "This Section is repealed 3 years after the effective date of this amendatory Act of the 93rd General Assembly."

The motion prevailed.

And the amendment was adopted, and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator Jacobs, **House Bill No. 7015** was taken up, read by title a second time.

[May 11, 2004]

Floor Amendment No. 1 was held in the Committee on Rules.
There being no further amendments the bill was ordered to a third reading.

On motion of Senator Trotter, **House Bill No. 7030** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Obama, **House Bill No. 2268** having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Insurance and Pensions, adopted and ordered printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2268 on page 2 by replacing lines 28 through 33 with the following:

"the Secretary of Human Services or his designee, all of whom shall be ex-officio non-voting members. Voting members of the Commission shall include one member appointed by the President of the Senate, one member appointed by the Minority Leader of the Senate, one member appointed by the Speaker of the House of Representatives, and one member appointed by the Minority Leader of the House of Representatives. The remaining 21 members shall be appointed by the Governor and shall include health care consumers including individuals with disabilities, and persons over the age of 65, advocates for health care consumers, health care providers, physicians including family physicians, health care administrators, representatives from the business community, economists, representatives of organized labor, nurses, social workers, representatives of statewide advocacy organizations for persons with disabilities, and representatives of statewide advocacy organizations for senior citizens. Appointment of members of the Commission shall ensure proportional representation with respect to geography, ethnicity, race, gender, and age. The Commission shall have a chairperson and a vice-chairperson who shall be elected by the voting members at the first meeting of the Commission. The members of the Commission shall be appointed within 90 days of the effective date of this Act. The State agencies represented on the Commission shall work cooperatively to provide administrative support for the Commission."; and

on page 3 by deleting lines 1 through 23; and

on page 4 by replacing line 2 with the following:

"Department of Public Health, subject to appropriation or the availability of other funds for such purposes and using a public request for"; and

on page 4 by replacing line 33 with the following:

"make recommendations that shall be considered by the General Assembly as the basis for a health".

There being no further amendments, the bill, as amended, was ordered to a third reading.

Senator Halvorson asked and obtained unanimous consent to recess for the purpose of a Democrat caucus.

Senator Burzynski announced there would be a Republican caucus immediately following recess.

At the hour of 12:51 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

AFTER RECESS

At the hour of 2:10 o'clock p.m., the Senate resumed consideration of business.
Senator DeLeo, presiding.

MESSAGES FROM THE HOUSE

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 2710

A bill for AN ACT concerning financial regulation.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 2710

Passed the House, as amended, May 11, 2004.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend Senate Bill 2710, on page 6, by replacing lines 27 through 29 with the following:

"(6) to the extent an out-of-state savings bank has its main banking premises in a state that is reciprocal with Illinois and would be eligible to establish a branch pursuant to Section 1006.05 of this Act."

Under the rules, the foregoing **Senate Bill No. 2710**, with House Amendment No. 1 was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of bills of the following titles, to-wit:

SENATE BILL NO. 2560

A bill for AN ACT concerning insurance.

SENATE BILL NO. 2583

A bill for AN ACT in relation to children.

SENATE BILL NO. 2620

A bill for AN ACT concerning insurance.

SENATE BILL NO. 2630

A bill for AN ACT in relation to estates.

SENATE BILL NO. 2683

A bill for AN ACT concerning ethics.

SENATE BILL NO. 2690

A bill for AN ACT concerning child support.

SENATE BILL NO. 2707

A bill for AN ACT concerning the Office of Banks and Real Estate.

SENATE BILL NO. 2726

A bill for AN ACT concerning the Department on Aging.

SENATE BILL NO. 2744

A bill for AN ACT concerning insurance coverage.

Passed the House, May 11, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of bills of the following titles, to-wit:

SENATE BILL NO. 2755

A bill for AN ACT concerning higher education.

[May 11, 2004]

SENATE BILL NO. 2756
 A bill for AN ACT concerning education.
 SENATE BILL NO. 2769
 A bill for AN ACT concerning education.
 SENATE BILL NO. 2809
 A bill for AN ACT concerning criminal law.
 SENATE BILL NO. 2810
 A bill for AN ACT concerning schools.
 SENATE BILL NO. 2827
 A bill for AN ACT concerning the Auditor General.
 SENATE BILL NO. 2839
 A bill for AN ACT in relation to certain land.
 SENATE BILL NO. 2879
 A bill for AN ACT concerning mosquito abatement districts.
 SENATE BILL NO. 2894
 A bill for AN ACT concerning vehicles.
 SENATE BILL NO. 2900
 A bill for AN ACT concerning public aid.
 SENATE BILL NO. 2907
 A bill for AN ACT concerning consumer protection.
 Passed the House, May 11, 2004.

MARK MAHONEY, Clerk of the House

LEGISLATIVE MEASURES FILED

The following Floor amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Rules:

Senate Amendment No. 1 to House Bill 587
 Senate Amendment No. 4 to House Bill 649
 Senate Amendment No. 2 to House Bill 686
 Senate Amendment No. 2 to House Bill 690
 Senate Amendment No. 1 to House Bill 729
 Senate Amendment No. 1 to House Bill 731
 Senate Amendment No. 3 to House Bill 752
 Senate Amendment No. 1 to House Bill 753
 Senate Amendment No. 1 to House Bill 755
 Senate Amendment No. 1 to House Bill 756
 Senate Amendment No. 1 to House Bill 758
 Senate Amendment No. 1 to House Bill 770
 Senate Amendment No. 1 to House Bill 826
 Senate Amendment No. 1 to House Bill 827
 Senate Amendment No. 1 to House Bill 828
 Senate Amendment No. 1 to House Bill 829
 Senate Amendment No. 1 to House Bill 830
 Senate Amendment No. 1 to House Bill 831
 Senate Amendment No. 1 to House Bill 832
 Senate Amendment No. 1 to House Bill 833
 Senate Amendment No. 1 to House Bill 835
 Senate Amendment No. 1 to House Bill 837
 Senate Amendment No. 1 to House Bill 839
 Senate Amendment No. 1 to House Bill 869
 Senate Amendment No. 1 to House Bill 874
 Senate Amendment No. 1 to House Bill 916
 Senate Amendment No. 1 to House Bill 976
 Senate Amendment No. 1 to House Bill 1018
 Senate Amendment No. 1 to House Bill 1020
 Senate Amendment No. 1 to House Bill 1041

[May 11, 2004]

Senate Amendment No. 1 to House Bill 1075
Senate Amendment No. 2 to House Bill 1080
Senate Amendment No. 2 to House Bill 2268
Senate Amendment No. 1 to House Bill 3715
Senate Amendment No. 1 to House Bill 4154
Senate Amendment No. 1 to House Bill 4856
Senate Amendment No. 4 to House Bill 5094
Senate Amendment No. 1 to House Bill 5129

MESSAGE FROM THE GOVERNOR

Message for the Governor by Joseph B. Handley
Deputy Chief of Staff for Legislative Affairs

May 6, 2004

Mr. President,

The Governor directs me to lay before the Senate the following Message:

STATE OF ILLINOIS
EXECUTIVE DEPARTMENT

To the Honorable
Members of the Senate
Ninety-Third General Assembly

I have nominated and appointed the following named persons to the offices enumerated below and respectfully ask concurrence in and confirmation of these appointments of your Honorable body.

HUMAN RIGHTS COMMISSION, ILLINOIS

To be a Member of the Illinois Human Rights Commission for a term commencing April 30, 2004 and ending January 15, 2007:

Rozanne Ronen of Barrington
Salaried

TOLL HIGHWAY AUTHORITY, ILLINOIS STATE

To be a Member of the Illinois State Toll Highway Authority for a term commencing May 3, 2004 and ending May 1, 2007:

Ellen L. Perplies of Long Grove
Salaried

To be a Member of the Illinois State Toll Highway Authority for a term commencing May 3, 2004 and ending May 1, 2005:

James Roof of Joliet
Salaried

SOUTHWESTERN ILLINOIS DEVELOPMENT AUTHORITY

To be a Member of the Southwestern Illinois Development Authority for a term commencing May 3, 2004 and ending January 15, 2007:

[May 11, 2004]

Barbara S. Johnson of Swansea
Non-Salaried

Rod Blagojevich
GOVERNOR

Under the rules, the foregoing message was referred to the Committee on Executive Appointments.

COMMUNICATIONS

Louis S. Viverito
State Senator • 11th District
Assistant Majority Leader

May 11, 2004

The Honorable Linda Hawker
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to Rule 3-1(d), I hereby resign from the Senate Appropriations I Committee, effective immediately.

Sincerely,
s/Louis S. Viverito
State Senator
11th District

cc: Senate President Emil Jones, Jr.
Senate Republican Leader Frank Watson

DONNE E. TROTTER
STATE SENATOR • 17TH DISTRICT

May 11, 2004

The Honorable Linda Hawker
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to Rule 3-1(d), I hereby resign from the Senate Executive Appointments Committee, effective immediately.

Sincerely,
s/Donne E. Trotter
Senator

cc: Senate President Emil Jones, Jr.
Senate Republican Leader Frank Watson

[May 11, 2004]

MESSAGE FROM THE PRESIDENT

**OFFICE OF THE SENATE PRESIDENT
STATE OF ILLINOIS**

EMIL JONES, JR.
SENATE PRESIDENT

327 STATE CAPITOL
Springfield, Illinois 62706

May 11, 2004

The Honorable Linda Hawker
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to the provisions of Senate Rules 3-1 and 3-2, I hereby appoint Senator Deanna Demuzio as a member of the following Senate committees, effective immediately:

Education
Appropriations I
Executive Appointments

Sincerely,
s/Emil Jones, Jr.
Senate President

cc: Senate Republican Leader Frank Watson

READING BILL FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 6992, sponsored by Senator Trotter was taken up, read by title a first time and referred to the Committee on Rules.

MESSAGE FROM THE PRESIDENT

**OFFICE OF THE SENATE PRESIDENT
STATE OF ILLINOIS**

EMIL JONES, JR.
SENATE PRESIDENT

327 STATE CAPITOL
Springfield, Illinois 62706

May 11, 2004

The Honorable Linda Hawker
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to the provisions of Senate Rules 3-1 and 3-2, I hereby appoint Senator Rickey Hendon as a member of the Senate Executive Committee, effective immediately.

Sincerely,
s/Emil Jones, Jr.
Senate President

cc: Senate Republican Leader Frank Watson

[May 11, 2004]

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Risinger, **House Bill No. 4720**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 42; Nays 11; Present 1.

The following voted in the affirmative:

Althoff	Harmon	Munoz	Silverstein
Bomke	Hendon	Peterson	Syverson
Clayborne	Hunter	Petka	Trotter
Cronin	Jacobs	Radogno	Viverito
Crotty	Jones, W.	Righter	Walsh
Cullerton	Lightford	Risinger	Watson
del Valle	Link	Ronen	Winkel
DeLeo	Luechtefeld	Rutherford	Wojcik
Dillard	Maloney	Sandoval	Mr. President
Haine	Martinez	Schoenberg	
Halvorson	Meeks	Sieben	

The following voted in the negative:

Brady	Garrett	Roskam	Welch
Burzynski	Lauzen	Sullivan, D.	
Forby	Rauschenberger	Sullivan, J.	

The following voted present:

Geo-Karis

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

Senator Geo-Karis asked and obtained unanimous consent for the Journal to reflect her affirmative vote on **House Bill No. 4720**.

On motion of Senator Martinez, **House Bill No. 4777**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson

[May 11, 2004]

Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Risinger, **House Bill No. 4779**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 55; Nays None.

The following voted in the affirmative:

Althoff	Geo-Karis	Martinez	Sieben
Bomke	Haine	Meeks	Silverstein
Brady	Halvorson	Munoz	Sullivan, D.
Burzynski	Harmon	Obama	Sullivan, J.
Clayborne	Hendon	Peterson	Syverson
Collins	Hunter	Petka	Trotter
Cronin	Jacobs	Radogno	Viverito
Crotty	Jones, J.	Rauschenberger	Walsh
Cullerton	Jones, W.	Righter	Watson
del Valle	Lauzen	Risinger	Welch
DeLeo	Lightford	Ronen	Winkel
Demuzio	Link	Rutherford	Wojcik
Forby	Luechtefeld	Sandoval	Mr. President
Garrett	Maloney	Schoenberg	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Hunter, **House Bill No. 4831**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson

[May 11, 2004]

Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojeik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Garrett, **House Bill No. 4833**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojeik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Forby, **House Bill No. 4837**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh

[May 11, 2004]

Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Martinez, **House Bill No. 4840**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 55; Nays 1.

The following voted in the affirmative:

Althoff	Geo-Karis	Martinez	Sieben
Bomke	Haine	Meeks	Silverstein
Brady	Halvorson	Munoz	Sullivan, D.
Burzynski	Harmon	Obama	Sullivan, J.
Clayborne	Hendon	Peterson	Syverson
Collins	Hunter	Petka	Trotter
Cronin	Jacobs	Radogno	Viverito
Crotty	Jones, J.	Righter	Walsh
Cullerton	Jones, W.	Risinger	Watson
del Valle	Lauzen	Ronen	Welch
DeLeo	Lightford	Roskam	Winkel
Demuzio	Link	Rutherford	Wojcik
Forby	Luechtefeld	Sandoval	Mr. President
Garrett	Maloney	Schoenberg	

The following voted in the negative:

Rauschenberger

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Forby, **House Bill No. 4851**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 50; Nays 6.

The following voted in the affirmative:

[May 11, 2004]

Althoff	Geo-Karis	Meeks	Sullivan, D.
Bomke	Haine	Munoz	Sullivan, J.
Brady	Halvorson	Obama	Syverson
Burzynski	Harmon	Peterson	Trotter
Clayborne	Hendon	Radogno	Viverito
Collins	Hunter	Risinger	Walsh
Crotty	Jacobs	Ronen	Watson
Cullerton	Jones, J.	Roskam	Welch
del Valle	Lightford	Rutherford	Winkel
DeLeo	Link	Sandoval	Wojcik
Demuzio	Luechtefeld	Schoenberg	Mr. President
Forby	Maloney	Sieben	
Garrett	Martinez	Silverstein	

The following voted in the negative:

Cronin	Lauzen	Rauschenberger
Jones, W.	Petka	Righter

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Jacobs, **House Bill No. 4887**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Clayborne, **House Bill No. 4914**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

[May 11, 2004]

Yeas 54; Nays 2.

The following voted in the affirmative:

Althoff	Geo-Karis	Martinez	Silverstein
Bomke	Haine	Meeks	Sullivan, D.
Brady	Halvorson	Munoz	Sullivan, J.
Burzynski	Harmon	Obama	Syverson
Clayborne	Hendon	Peterson	Trotter
Collins	Hunter	Petka	Viverito
Cronin	Jacobs	Radogno	Walsh
Crotty	Jones, J.	Righter	Watson
Cullerton	Jones, W.	Risinger	Welch
del Valle	Lauzen	Roskam	Winkel
DeLeo	Lightford	Rutherford	Wojcik
Demuzio	Link	Sandoval	Mr. President
Forby	Luechtefeld	Schoenberg	
Garrett	Maloney	Sieben	

The following voted in the negative:

Rauschenberger
Ronen

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

HOUSE BILL RECALLED

On motion of Senator Munoz, **House Bill No. 4949** was recalled from the order of third reading to the order of second reading.

Senator Munoz offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 4949 on page 9, line 25, by changing "10" to "6"; and

on page 11, line 35, by changing "10" to "6"; and

on page 13, line 6, by changing "10" to "6".

The motion prevailed.

And the amendment was adopted, and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Martinez, **House Bill No. 4966**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

[May 11, 2004]

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Peterson, **House Bill No. 4990**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Trotter, **House Bill No. 5014**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

[May 11, 2004]

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Cronin, **House Bill No. 5050**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 54; Nays None.

The following voted in the affirmative:

Althoff	Halvorson	Munoz	Silverstein
Bomke	Harmon	Obama	Sullivan, D.
Brady	Hendon	Peterson	Sullivan, J.
Clayborne	Hunter	Petka	Syverson
Collins	Jacobs	Radogno	Trotter
Cronin	Jones, J.	Rauschenberger	Viverito
Crotty	Jones, W.	Righter	Walsh
del Valle	Lauzen	Risinger	Watson
DeLeo	Lightford	Ronen	Welch
Demuzio	Link	Roskam	Winkel
Forby	Luechtefeld	Rutherford	Wojcik
Garrett	Maloney	Sandoval	Mr. President
Geo-Karis	Martinez	Schoenberg	
Haine	Meeks	Sieben	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Martinez, **House Bill No. 5058**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

[May 11, 2004]

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendments adopted thereto.

On motion of Senator Martinez, **House Bill No. 5061**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 55; Nays None.

The following voted in the affirmative:

Althoff	Geo-Karis	Martinez	Sieben
Bomke	Haine	Meeks	Silverstein
Brady	Halvorson	Munoz	Sullivan, D.
Burzynski	Harmon	Obama	Sullivan, J.
Clayborne	Hendon	Peterson	Syverson
Collins	Hunter	Petka	Trotter
Cronin	Jacobs	Radogno	Viverito
Crotty	Jones, J.	Rauschenberger	Walsh
Cullerton	Jones, W.	Righter	Watson
del Valle	Lauzen	Ronen	Welch
DeLeo	Lightford	Roskam	Winkel
Demuzio	Link	Rutherford	Wojcik
Forby	Luechtefeld	Sandoval	Mr. President
Garrett	Maloney	Schoenberg	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

REPORT FROM RULES COMMITTEE

Senator Viverito, Chairperson of the Committee on Rules, during its May 11, 2004 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

[May 11, 2004]

Education: Senate Amendment No. 1 to House Bill 753; Senate Amendment No. 1 to House Bill 755; Senate Amendment No. 1 to House Bill 756; Senate Amendment No. 1 to House Bill 758; Senate Amendment No. 1 to House Bill 770; Senate Amendment No. 2 to House Bill 4225; Senate Amendment No. 1 to House Bill 5215.

Environment and Energy: Senate Amendment No. 1 to House Bill 833; Senate Amendment No. 1 to House Bill 874; Senate Amendment No. 1 to House Bill 916; Senate Amendment No. 1 to House Bill 4856; Senate Amendment No. 3 to House Bill 5094.

Executive: Senate Amendment No. 1 to House Bill 622; Senate Amendment No. 1 to House Bill 729; Senate Amendment No. 2 to House Bill 742; Senate Amendment No. 1 to House Bill 976; Senate Amendment No. 2 to House Bill 3150.

Health and Human Services: Senate Amendment No. 2 to House Bill 679; Senate Amendment No. 2 to House Bill 686; Senate Amendments numbered 1, 2 and 3 to House Bill 752; Senate Amendment No. 1 to House Bill 1086; Senate Amendment No. 1 to House Bill 1660; Senate Amendment No. 2 to House Bill 2268; Senate Amendment No. 1 to House Bill 4154; Senate Amendment No. 2 to House Bill 4475; Senate Amendment No. 1 to House Bill 4558; Senate Amendment No. 2 to House Bill 4612; Senate Amendment No. 1 to House Bill 4730; Senate Amendment No. 1 to House Bill 4818; Senate Amendment No. 2 to House Bill 5057.

Insurance and Pensions: Senate Amendment No. 1 to House Bill 587; Senate Amendment No. 1 to House Bill 1075.

Judiciary: Senate Amendment No. 1 to House Bill 578; Senate Amendment No. 1 to House Bill 731; Senate Amendment No. 1 to House Bill 958; Senate Amendment No. 1 to House Bill 1018; Senate Amendment No. 1 to House Bill 1020; Senate Amendment No. 1 to House Bill 1041; Senate Amendment No. 2 to House Bill 1080; Senate Amendment No. 1 to House Bill 3977; Senate Amendment No. 1 to House Bill 4566.

Labor and Commerce: Senate Amendment No. 1 to House Bill 921; Senate Amendments numbered 5 and 6 to House Bill 4241; Senate Amendment No. 1 to House Bill 4450.

Licensed Activities: Senate Amendment No. 2 to House Bill 2981; Senate Amendment No. 3 to House Bill 4283; Senate Amendments numbered 1 and 2 to House Bill 7029.

Local Government: Senate Amendment No. 1 to House Bill 826; Senate Amendment No. 1 to House Bill 837; Senate Amendment No. 1 to House Bill 839; Senate Amendment No. 1 to House Bill 4108.

Revenue: Senate Amendment No. 1 to House Bill 827; Senate Amendment No. 1 to House Bill 828; Senate Amendment No. 1 to House Bill 829; Senate Amendment No. 1 to House Bill 830; Senate Amendment No. 1 to House Bill 831; Senate Amendment No. 1 to House Bill 832; Senate Amendment No. 1 to House Bill 835; Senate Amendment No. 1 to House Bill 869; Senate Amendment No. 1 to House Bill 5157; Senate Amendment No. 2 to House Bill 6583; Senate Amendments numbered 1 and 2 to House Bill 6760.

State Government: Senate Amendment No. 1 to House Bill 5023; Senate Amendment No. 1 to House Bill 6983.

Transportation: Senate Amendment No. 1 to House Bill 718; Senate Amendment No. 1 to House Bill 720; Senate Amendment No. 3 to House Bill 2587; Senate Amendment No. 1 to House Bill 4012; Senate Amendment No. 1 to House Bill 6567; Senate Amendment No. 1 to House Bill 7015.

COMMITTEE MEETING ANNOUNCEMENTS

Senator Silverstein, Chairperson of the Committee on Executive, announced that the Executive Committee will meet today in Room 212 Capitol Building, at 4:00 o'clock p.m.

Senator Link, Chairperson of the Committee on Revenue, announced that the Revenue Committee will meet today in Room 400 Capitol Building, at 4:00 o'clock p.m.

Senator Schoenberg, Chairperson of the Committee on State Government, announced that the State Government Committee will meet today in Room A-1 Stratton Building, at 4:00 o'clock p.m.

Senator Obama, Chairperson of the Committee on Health and Human Services, announced that the Health and Human Services Committee will meet Wednesday, May 12, 2004, in Room 400 Capitol Building, at 12:30 o'clock p.m.

Senator Ronen, Chairperson of the Committee on Labor and Commerce, announced that the Labor and Commerce Committee will meet Wednesday, May 12, 2004, in Room 400 Capitol Building, at 1:30 o'clock p.m.

Senator Haine, Chairperson of the Committee on Local Government, announced that the Local Government Committee will meet Wednesday, May 12, 2004, in Room A-1 Stratton Building, at 9:00 o'clock a.m.

Senator Garrett, Vice-Chairperson of the Committee on Transportation, announced that the Transportation Committee will meet Wednesday, May 12, 2004, in Room A-1 Stratton Building, at 11:00 o'clock a.m.

Senator Harmon, Vice-Chairperson of the Committee on Judiciary, announced that the Judiciary Committee will meet Wednesday, May 12, 2004, in Room 400 Capitol Building, at 11:00 o'clock a.m.

Senator Clayborne, Chairperson of the Committee on Environment and Energy, announced that the Environment and Energy Committee will meet Wednesday, May 12, 2004, in Room 212 Capitol Building, at 12:30 o'clock p.m.

Senator Jacobs, Chairperson of the Committee on Insurance and Pensions, announced that the Insurance and Pensions Committee will meet Wednesday, May 12, 2004, in Room 400 Capitol Building, at 9:00 o'clock a.m.

Senator Munoz, Chairperson of the Committee on Licensed Activities, announced that the Licensed Activities Committee will meet Wednesday, May 12, 2004, in Room A-1 Stratton Building, at 1:30 o'clock p.m.

Senator del Valle, Chairperson of the Committee on Education, announced that the Education Committee will meet Wednesday, May 12, 2004, in Room 212 Capitol Building, at 8:00 o'clock a.m.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Jacobs, **House Bill No. 5075**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 46; Nays 4; Present 2.

The following voted in the affirmative:

[May 11, 2004]

Althoff	Halvorson	Meeks	Silverstein
Bomke	Harmon	Munoz	Sullivan, D.
Brady	Hendon	Peterson	Trotter
Clayborne	Hunter	Petka	Viverito
Collins	Jacobs	Radogno	Walsh
Cronin	Jones, J.	Rauschenberger	Watson
Crotty	Jones, W.	Righter	Welch
Cullerton	Lightford	Roskam	Winkel
del Valle	Link	Rutherford	Wojcik
DeLeo	Luechtefeld	Sandoval	Mr. President
Demuzio	Maloney	Schoenberg	
Haine	Martinez	Sieben	

The following voted in the negative:

Burzynski	Lauzen
Forby	Sullivan, J.

The following voted present:

Obama
Ronen

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Silverstein, **House Bill No. 5130**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 54; Nays None; Present 1.

The following voted in the affirmative:

Althoff	Geo-Karis	Meeks	Silverstein
Bomke	Haine	Munoz	Sullivan, D.
Brady	Halvorson	Obama	Sullivan, J.
Burzynski	Harmon	Peterson	Syverson
Clayborne	Hendon	Petka	Trotter
Collins	Hunter	Radogno	Viverito
Cronin	Jacobs	Rauschenberger	Walsh
Crotty	Jones, J.	Righter	Watson
Cullerton	Jones, W.	Risinger	Welch
del Valle	Lauzen	Roskam	Winkel
DeLeo	Lightford	Rutherford	Wojcik
Demuzio	Luechtefeld	Sandoval	Mr. President
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	

The following voted present:

Ronen

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

[May 11, 2004]

On motion of Senator Obama, **House Bill No. 5164**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 53; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Silverstein
Bomke	Halvorson	Obama	Sullivan, D.
Brady	Harmon	Peterson	Sullivan, J.
Burzynski	Hendon	Petka	Syverson
Clayborne	Hunter	Radogno	Trotter
Collins	Jacobs	Rauschenberger	Viverito
Cronin	Jones, J.	Righter	Walsh
Crotty	Jones, W.	Risinger	Watson
Cullerton	Lauzen	Ronen	Welch
del Valle	Link	Roskam	Winkel
DeLeo	Luechtefeld	Rutherford	Wojcik
Forby	Maloney	Sandoval	
Garrett	Martinez	Schoenberg	
Geo-Karis	Meeks	Sieben	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Schoenberg, **House Bill No. 5165**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 55; Nays None; Present 1.

The following voted in the affirmative:

Althoff	Geo-Karis	Martinez	Sieben
Bomke	Haine	Meeks	Silverstein
Brady	Halvorson	Munoz	Sullivan, D.
Burzynski	Harmon	Obama	Sullivan, J.
Clayborne	Hendon	Peterson	Syverson
Collins	Hunter	Petka	Trotter
Cronin	Jacobs	Radogno	Viverito
Crotty	Jones, J.	Rauschenberger	Walsh
Cullerton	Jones, W.	Righter	Watson
del Valle	Lauzen	Risinger	Welch
DeLeo	Lightford	Ronen	Winkel
Demuzio	Link	Roskam	Wojcik
Forby	Luechtefeld	Rutherford	Mr. President
Garrett	Maloney	Schoenberg	

The following voted present:

Sandoval

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Martinez, **House Bill No. 5175**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Collins, **House Bill No. 5197**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

[May 11, 2004]

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).
Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Martinez, **House Bill No. 5207**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syversen
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).
Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Maloney, **House Bill No. 5320**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 55; Nays None; Present 1.

The following voted in the affirmative:

Althoff	Geo-Karis	Martinez	Sieben
Bomke	Haine	Meeks	Silverstein
Brady	Halvorson	Munoz	Sullivan, D.
Burzynski	Harmon	Obama	Sullivan, J.
Clayborne	Hendon	Peterson	Syversen
Collins	Hunter	Petka	Trotter
Cronin	Jacobs	Radogno	Viverito
Crotty	Jones, J.	Rauschenberger	Walsh
Cullerton	Jones, W.	Righter	Watson
del Valle	Lauzen	Risinger	Welch
DeLeo	Lightford	Ronen	Winkel
Demuzio	Link	Roskam	Wojcik
Forby	Luechtefeld	Rutherford	Mr. President
Garrett	Maloney	Schoenberg	

[May 11, 2004]

The following voted present:

Sandoval

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).
Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Collins, **House Bill No. 5562**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 46; Nays 10.

The following voted in the affirmative:

Althoff	Geo-Karis	Maloney	Sullivan, D.
Bomke	Haine	Martinez	Sullivan, J.
Burzynski	Halvorson	Meeks	Syverson
Clayborne	Harmon	Munoz	Trotter
Collins	Hendon	Peterson	Viverito
Crotty	Hunter	Petka	Walsh
Cullerton	Jacobs	Risinger	Watson
del Valle	Jones, J.	Ronen	Welch
DeLeo	Jones, W.	Sandoval	Wojcik
Demuzio	Lightford	Schoenberg	Mr. President
Forby	Link	Sieben	
Garrett	Luechtefeld	Silverstein	

The following voted in the negative:

Brady	Obama	Righter	Winkel
Cronin	Radogno	Roskam	
Lauzen	Rauschenberger	Rutherford	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).
Ordered that the Secretary inform the House of Representatives thereof.

HOUSE BILL RECALLED

On motion of Senator Link, **House Bill No. 5732** was recalled from the order of third reading to the order of second reading.

Senator Link offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 5732 on page 21, line 34, and on page 45, line 25, by replacing "November", each time it appears, with "December".

The motion prevailed.

And the amendment was adopted, and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

[May 11, 2004]

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Haine, **House Bill No. 5823**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Ronen, **House Bill No. 5889**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 52; Nays 3.

The following voted in the affirmative:

Althoff	Halvorson	Obama	Sullivan, D.
Bomke	Harmon	Peterson	Syverson
Brady	Hendon	Petka	Trotter
Burzynski	Hunter	Radogno	Viverito
Clayborne	Jacobs	Rauschenberger	Walsh
Collins	Jones, J.	Righter	Watson
Cronin	Jones, W.	Risinger	Welch
Crotty	Lauzen	Ronen	Winkel
Cullerton	Lightford	Roskam	Wojcik
del Valle	Link	Rutherford	Mr. President
DeLeo	Luechtefeld	Sandoval	
Garrett	Maloney	Schoenberg	
Geo-Karis	Martinez	Sieben	
Haine	Munoz	Silverstein	

The following voted in the negative:

Demuzio
Forby
Sullivan, J.

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

HOUSE BILL RECALLED

On motion of Senator Peterson, **House Bill No. 5928** was recalled from the order of third reading to the order of second reading.

Senator Peterson offered the following amendment and moved its adoption:

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 5928, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 1, on page 1, lines 10 and 11, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 1, line 14, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 1, line 19, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 2, line 5, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 2, line 14, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 2, lines 22 and 23, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 2, line 31, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 3, lines 6 and 7, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 3, lines 17 and 18, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 3, lines 31 and 32, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 4, line 10, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 4, line 13, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 4, lines 20 and 21, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 4, lines 25 and 26, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 5, line 2, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

[May 11, 2004]

liquidator"; and

on page 5, lines 8 and 9, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 5, lines 10 and 11, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 5, line 18, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 5, line 21, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 5, lines 25 and 26, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 5, lines 30 and 31, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 6, lines 5 and 6, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 6, lines 19 and 20, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 6, line 25, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 6, line 32, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 6, line 34, by replacing "rehabilitator, liquidator, or conservator" with "rehabilitator or liquidator"; and

on page 7, line 19, after the period, by inserting "However, this Section applies to rehabilitation proceedings only to the extent that guaranty associations are required to pay claims and does not apply to receivership proceedings in which an order of conservation has been entered.".

The motion prevailed.

And the amendment was adopted, and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Collins, **House Bill No. 6564**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter

[May 11, 2004]

Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Watson, **House Bill No. 6618**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Haine, **House Bill No. 6648**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson

[May 11, 2004]

Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Haine, **House Bill No. 6654**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 54; Nays 1; Present 1.

The following voted in the affirmative:

Althoff	Haine	Munoz	Silverstein
Bomke	Halvorson	Obama	Sullivan, D.
Brady	Harmon	Peterson	Sullivan, J.
Burzynski	Hendon	Petka	Syverson
Clayborne	Hunter	Radogno	Trotter
Cronin	Jacobs	Rauschenberger	Viverito
Crotty	Jones, J.	Righter	Walsh
Cullerton	Jones, W.	Risinger	Watson
del Valle	Lauzen	Ronen	Welch
DeLeo	Lightford	Roskam	Winkel
Demuzio	Link	Rutherford	Wojcik
Forby	Luechtefeld	Sandoval	Mr. President
Garrett	Maloney	Schoenberg	
Geo-Karis	Martinez	Sieben	

The following voted in the negative:

Collins

The following voted present:

Meeks

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendments adopted thereto.

On motion of Senator Cronin, **House Bill No. 6691**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, “Shall this bill pass?” it was decided in the affirmative by the following vote:

Yeas 54; Nays 1.

The following voted in the affirmative:

Althoff	Haine	Meeks	Silverstein
Bomke	Halvorson	Munoz	Sullivan, D.
Brady	Harmon	Obama	Sullivan, J.
Clayborne	Hendon	Peterson	Syverson
Collins	Hunter	Petka	Trotter
Cronin	Jacobs	Radogno	Viverito
Crotty	Jones, J.	Righter	Walsh
Cullerton	Jones, W.	Risinger	Watson
del Valle	Lauzen	Ronen	Welch
DeLeo	Lightford	Roskam	Winkel
Demuzio	Link	Rutherford	Wojcik
Forby	Luechtefeld	Sandoval	Mr. President
Garrett	Maloney	Schoenberg	
Geo-Karis	Martinez	Sieben	

The following voted in the negative:

Burzynski

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Hunter, **House Bill No. 6706**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, “Shall this bill pass?” it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

[May 11, 2004]

On motion of Senator Lightford, **House Bill No. 6740**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Haine	Munoz	Sullivan, D.
Bomke	Halvorson	Obama	Sullivan, J.
Brady	Harmon	Peterson	Syverson
Burzynski	Hendon	Petka	Trotter
Clayborne	Hunter	Radogno	Viverito
Collins	Jacobs	Rauschenberger	Walsh
Cronin	Jones, J.	Righter	Watson
Crotty	Jones, W.	Risinger	Welch
Cullerton	Lauzen	Ronen	Winkel
del Valle	Lightford	Roskam	Wojcik
DeLeo	Link	Rutherford	Mr. President
Demuzio	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	
Geo-Karis	Meeks	Silverstein	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Collins, **House Bill No. 6786**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

Yeas 54; Nays 1.

The following voted in the affirmative:

Althoff	Haine	Meeks	Silverstein
Bomke	Halvorson	Munoz	Sullivan, D.
Brady	Harmon	Obama	Sullivan, J.
Burzynski	Hendon	Peterson	Syverson
Clayborne	Hunter	Petka	Trotter
Collins	Jacobs	Radogno	Viverito
Cronin	Jones, J.	Rauschenberger	Walsh
Crotty	Jones, W.	Risinger	Watson
Cullerton	Lauzen	Ronen	Welch
del Valle	Lightford	Roskam	Winkel
DeLeo	Link	Rutherford	Wojcik
Demuzio	Luechtefeld	Sandoval	Mr. President
Forby	Maloney	Schoenberg	
Garrett	Martinez	Sieben	

The following voted in the negative:

Geo-Karis

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

HOUSE BILL RECALLED

On motion of Senator Clayborne, **House Bill No. 6811** was recalled from the order of third reading to the order of second reading.

Senator Clayborne offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 6811 on page 5, line 29, by inserting after the period the following:

"This subsection (C-5) applies to a person who committed the offense before June 1, 1996 only if the person is incarcerated in an Illinois Department of Corrections facility on the effective date of this amendatory Act of the 93rd General Assembly."

The motion prevailed.

And the amendment was adopted, and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

LEGISLATIVE MEASURES FILED

The following Floor amendments to the House Bills listed below have been filed with the Secretary, and referred to the Committee on Rules:

Senate Amendment No. 3 to House Bill 378
 Senate Amendment No. 1 to House Bill 622
 Senate Amendment No. 2 to House Bill 1075
 Senate Amendment No. 1 to House Bill 2288
 Senate Amendment No. 2 to House Bill 3977
 Senate Amendment No. 2 to House Bill 4450
 Senate Amendment No. 1 to House Bill 4502
 Senate Amendment No. 1 to House Bill 6648

MESSAGES FROM THE HOUSE

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 2757

A bill for AN ACT concerning courts.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 2757

Passed the House, as amended, May 11, 2004.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend Senate Bill 2757 on page 2, line 16, after "Section 5.625", by inserting "and by changing Section 8h"; and

on page 2, after line 19, by inserting the following:

"(30 ILCS 105/8h)

Sec. 8h. Transfers to General Revenue Fund. Notwithstanding any other State law to the contrary, the

[May 11, 2004]

Director of the Governor's Office of Management and Budget may from time to time direct the State Treasurer and Comptroller to transfer a specified sum from any fund held by the State Treasurer to the General Revenue Fund in order to help defray the State's operating costs for the fiscal year. The total transfer under this Section from any fund in any fiscal year shall not exceed the lesser of 8% of the revenues to be deposited into the fund during that year or 25% of the beginning balance in the fund. No transfer may be made from a fund under this Section that would have the effect of reducing the available balance in the fund to an amount less than the amount remaining unexpended and unreserved from the total appropriation from that fund for that fiscal year. This Section does not apply to any funds that are restricted by federal law to a specific use or to any funds in the Motor Fuel Tax Fund, ~~or~~ the Hospital Provider Fund, ~~or~~ the Reviewing Court Alternative Dispute Resolution Fund. Notwithstanding any other provision of this Section, the total transfer under this Section from the Road Fund or the State Construction Account Fund shall not exceed 5% of the revenues to be deposited into the fund during that year.

In determining the available balance in a fund, the Director of the Governor's Office of Management and Budget may include receipts, transfers into the fund, and other resources anticipated to be available in the fund in that fiscal year.

The State Treasurer and Comptroller shall transfer the amounts designated under this Section as soon as may be practicable after receiving the direction to transfer from the Director of the Governor's Office of Management and Budget.

(Source: P.A. 93-32, eff. 6-20-03; 93-659, eff. 2-3-04.); and

on page 3, by replacing lines 4 through 25 with the following:

"allowed for like services in the Supreme Court. All fees paid to or received by any such clerk shall be paid into the State treasury as required by Section 2 of "An Act in relation to the payment and disposition of moneys received by officers and employees of the State of Illinois by virtue of their office or employment", approved June 9, 1911, as amended, except that any filing fees designated by Supreme Court Rule for alternative dispute resolution programs in the reviewing courts as provided in the Reviewing Court Alternative Dispute Resolution Act shall, within one month after receipt, be remitted to the State Treasurer for deposit in the Reviewing Court Alternative Dispute Resolution Fund".

Under the rules, the foregoing **Senate Bill No. 2757**, with House Amendment No. 1 was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 2858

A bill for AN ACT concerning business transactions.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 2858

Passed the House, as amended, May 11, 2004.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend Senate Bill 2858 by replacing everything after the enacting clause with the following:

"Section 5. The Consumer Fraud and Deceptive Business Practices Act is amended by adding Section 2QQ as follows:

(815 ILCS 505/2QQ new)

Sec. 2QQ. Internet service; cancellation.

(a) As used in this Section:

"Internet service provider" means a person who provides a service that combines computer processing, information storage, protocol conversion, and routing with transmission to enable a consumer to access Internet content and services.

[May 11, 2004]

(b) This Section applies only to agreements under which an Internet service provider provides service to consumers, for home and personal use, for a one-year term that is automatically renewed for another one-year term unless a consumer cancels the service.

(c) An Internet service provider must give a consumer who is an Illinois resident the following: (1) a secure method at the Internet service provider's web site that the consumer may use to cancel the service, which method shall not require the consumer to make a telephone call or send U.S. Postal Service mail to effectuate the cancellation; and (2) instructions that the consumer may follow to cancel the service at the Internet service provider's web site.

(d) A person who violates this Section commits an unlawful practice within the meaning of this Act."

Under the rules, the foregoing **Senate Bill No. 2858**, with House Amendment No. 1 was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 2940

A bill for AN ACT concerning public health.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 2940

Passed the House, as amended, May 11, 2004.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend Senate Bill 2940 on page 2, lines 2 and 3, by deleting "waist circumference"; and

on page 3, line 25, by deleting "waist circumference"; and

on page 6, line 22, after "Code," by inserting "The data shall be de-identified and aggregated pursuant to rules promulgated by the Department to prevent disclosure of personal identifying information."

Under the rules, the foregoing **Senate Bill No. 2940**, with House Amendment No. 1 was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of bills of the following titles, to-wit:

SENATE BILL NO. 2918

A bill for AN ACT concerning education.

SENATE BILL NO. 2921

A bill for AN ACT concerning housing.

SENATE BILL NO. 2946

A bill for AN ACT concerning civil rights.

SENATE BILL NO. 2962

A bill for AN ACT concerning business.

SENATE BILL NO. 3014

A bill for AN ACT concerning criminal law.

SENATE BILL NO. 3091

A bill for AN ACT concerning education.

SENATE BILL NO. 3107

A bill for AN ACT concerning education.

SENATE BILL NO. 3109

A bill for AN ACT concerning education.

SENATE BILL NO. 3112

[May 11, 2004]

A bill for AN ACT in relation to public health.
Passed the House, May 11, 2004.

MARK MAHONEY, Clerk of the House

At the hour of 4:08 o'clock p.m., the Chair announced that the Senate stand adjourned until Wednesday, May 12, 2004, at 2:00 o'clock p.m.